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Name of Depositor: **Daryl K. Neff**

Signature & Date

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re application of:<br><b>John E. Barth, et al.</b>                          | Date: September 13, 2004  |
| Serial Number: <b>10/035,474</b>   | Examiner: <b>John P. Trimmings</b>  |
| Filed: <b>October 25, 2001</b>   | Group Art Unit: <b>2133</b>   |
| Title: <b>ECC BASED SYSTEM AND METHOD FOR REPAIRING FAILED MEMORY ELEMENTS</b> | IBM Corporation<br>D/18G, B/300, Zip 482<br>2070 Route 52<br>Hopewell Junction, NY 12533-6531 |

### PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Commissioner for Patents  
Alexandria, VA 22313-1450

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SEP 22 2004

Sir:

Technology Center 2100

The undersigned attorney of record hereby petitions under 37 CFR 1.136(a) for a one month extension of time to respond to the Office Action dated May 12, 2004. This extends the period to respond until September 13, 2004, since September 12 falls on a Sunday. Authorization is provided herein to debit the Deposit Account of the Assignee 09-0458 for the amount due. If any additional patent prosecution fees are required with this response, please debit the same account. Otherwise, if there is an overpayment, please credit the same account. I have enclosed a duplicate copy of this petition.

Respectfully submitted,  
**John E. Barth, Jr., et al.**

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By:

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